

United States District Court  
Southern District of New York

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DOCUMENT  
ELECTRONICALLY FILED  
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DATE FILED: 9/30/11

LEON BENSON,  
Plaintiff,

09 Civ. 8973 (JGK) (RLE)

ORDER

- against -

MICHAEL ASTRUE, COMMISSIONER OF  
SOCIAL SECURITY,  
Defendant.

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JOHN G. KOELTL, District Judge:

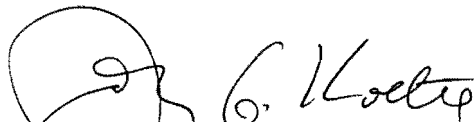
The Court has received the Report and Recommendation of Magistrate Judge Ellis dated September 7, 2011. No objections have been filed and the time for objections has passed. The Report and Recommendation are well-reasoned and are adopted.

In accordance with the Report and Recommendation, the Commissioner's motion for judgment on the pleadings is denied, and the plaintiff's motion is granted. The clerk is directed to enter judgment pursuant to the fourth sentence of 42 U.S.C. § 405(g) remanding this case to the Commissioner in accordance with the Report and Recommendation.

The Clerk is directed to close this case and to close all pending motions.

SO ORDERED.

Dated: New York, New York  
September 30, 2011

  
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John G. Koeltl  
United States District Judge